

HERBERT L. DuPONT, M.D., 4-14-09**1**

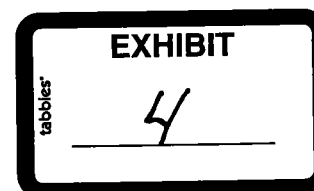
1 IN THE UNITED STATES DISTRICT COURT FOR THE
2 NORTHERN DISTRICT OF OKLAHOMA

3
4 W. A. DREW EDMONDSON, in his)
capacity as ATTORNEY GENERAL)
5 OF THE STATE OF OKLAHOMA and) 08:54
OKLAHOMA SECRETARY OF THE) 08:54
6 ENVIRONMENT C. MILES TOLBERT,))
in his capacity as the)
7 TRUSTEE FOR NATURAL RESOURCES))
FOR THE STATE OF OKLAHOMA,)
8)
Plaintiff,)
9)
vs.) 4:05-CV-00329-TCK-SAJ
10) 08:54
TYSON FOODS, INC., et al,) 08:54
11)
Defendants.)

12
13 - - - - -
14
15 VIDEOTAPED DEPOSITION OF HERBERT L. DuPONT, M.D., 08:54
08:54
16 produced as a witness on behalf of the Plaintiffs in
17 the above styled and numbered cause, taken on the
18 14th day of April, 2009, in the City of Oklahoma
19 City, County of Oklahoma, State of Oklahoma, before
20 me, Karla E. Barrow, a Certified Shorthand Reporter, 08:54
08:54
21 duly certified under and by virtue of the laws of
22 the State of Oklahoma.

23
24
25 08:54
08:54

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1 standards; do you recall that?

2 **A** I do.

3 **Q** That's -- those statistics related to rivers
4 and lakes throughout the United States; right?

5 **A** Right. 10:43

6 **Q** And that was without reference as to the
7 intensity of use of those rivers or lakes?

8 **A** Right.

9 **Q** Or without reference as to what the sources of
10 that bacterial contamination might be? 10:43

11 **A** Correct.

12 **Q** Does the fact that other rivers or lakes might
13 be contaminated tell us anything about the risk of
14 contamination in the IRW?

15 **A** Not about risk. 10:44

16 **Q** Okay. Does it tell you anything about the
17 source of the bacteria found in the IRW?

18 **A** No.

19 **Q** Well, what should I derive from seeing those
20 statistics? 10:44

21 **A** You should derive the fact that the IRW is not
22 different than a very high percentage of other
23 bodies of water in this country.

24 **Q** As to the issue of contamination of rivers and
25 lakes in the United States by bacteria, the 10:45

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